



Bonavero
Institute
of Human
Rights



**PRICE MEDIA LAW MOOT COURT
2020-2021
VIRTUAL ROUNDS
CLARIFICATIONS
QUESTIONS AND ANSWERS**

Official clarifications of the 2021 International Rounds and the 2020/2021 Regional Rounds in South Asia, Asia Pacific, South-East Europe, North-East Europe, Northern Europe, the Americas, the Middle East, and Africa Regional Rounds

National Security Act

1. Does the restriction of gatherings in section 22 NSA also include in-person, non-political, social convocations of more than two people, such as communal outdoor activities? [Yes, provided the activity takes place at a 'public site'.](#)

National Network

2. What are Gus Dabyu's powers as a member of the board of directors of National Network, i.e. can he make unilateral decisions? [All board decisions must be approved by a majority of the members of the Board.](#)

The Net and its Operations

3. Does The Net's general user interface (paragraph 5) have a 'Reply' function which allows users to post a direct response to another user's post (leaving a conversation trail)? [Yes, it is possible to reply to another user's post.](#)
4. Did such suspension by The Net (or other sites) also suspend the function of the Net Tags (or hashtags)? [During the suspension, users could use Net Tags in individual posts. But during the suspension period, a Net Assembly linked to a Net Tag could not be accessed via the Net Tag.](#)
5. Does endorsing a Net-Tag amount to reposting it? [No.](#)
6. Can a user's followers see the Net-Tags endorsed by said user? [No. However, all users who endorse a Net Tag can be viewed on the Net Assembly page.](#)
7. In paragraph 28 it is stated that the National Network temporarily discontinued the Net Assembly feature. Is it still possible for users (Netizens) to use a tag once the Net Assembly feature is discontinued? [See answer to question 4.](#)

Social Democratic Workers Union

8. Paragraph 7 of the case says 'Among its members are healthcare workers', the word 'among' is used to express:
 - (a) Everyone in the group is a healthcare worker, or,
 - (b) Some of the people in the group are healthcare workers?[Only some of the members of the Union are healthcare workers.](#)

Statement by Minister of Defence (16 March)

9. In paragraph 27, what is the procedure to obtain prior authorization from the Minister of Health for NIDV-related publications? Specifically, is there a time-limit for approval of a publication, what are the parameters on which a publication is authorized are is all this information publicly available? [The guidelines direct applicants to submit a copy of any statement or opinion with respect to NIDV to the secretariat of the Ministry of Health and await a decision. No time limit for approval is specified.](#)

10. The guidelines specified that all communication with regard to NIDV would be 'centralised'. Is the 'centralisation' here limited to the 'prior authorization' from the Ministry of Health? [Yes.](#)
11. In paragraph 27, Ized's 16 March guideline "prohibit[s] the publication of any opinion of any medical expert or other person". What does the word "publication" in the guideline exactly refer to? Will the opinions posted online by individuals fall within its scope? [Yes. 'Publication' covers any statement or opinion that is published or posted in a public forum.](#)
12. If so, how can this type of opinion be authorized by the Ministry of Health? Or does it only regulate the official media sectors, no matter online or offline? [See answer to question 9.](#)
13. Does 'organise unauthorised gatherings on social media platforms' mentioned in paragraph 27 include organising offline gatherings via social media? [It refers to gatherings held on social media platforms.](#)
14. According to Paragraph 27, the guidelines issued by the Ministry of Health stated that the 'publication of any opinion' with respect to the virus was prohibited without prior authorisation. Does this guideline extend to all kinds of publications, or is it limited to specific kinds of publication (for e.g. publication in print or publication on social media)? [See answer to question 11.](#)
15. In the guidelines issued under s23 on 16 March, what was the centralised method of communications that the guidelines referred to? Was all approved information published solely through National Network? [No, once approval is granted to a statement or opinion, it may be published anywhere.](#)

Ized NIDV Measures

16. Did Ized derogate from Articles 19 and 21 during the emergency? [No.](#)

State of Emergency Regulations

17. Paragraph 16 states that the Central Public Park in Vaai was designated as a public site during the emergency period. Was the Central Public Park the only site in Ized to have been designated as a public site, or are there others outside Vaai? [The Central Public Park was the only designated site in Ized.](#)

Union Demonstrations

18. Did the police issue any warning for the demonstrators in front of the Vaai Hospital before breaking up the assembly? [No.](#)

19. In paragraph 19, did the demonstrators on 14 February block the emergency entrance of the Vaai General Hospital? Did the Vaai General Hospital have only one entrance? [The hospital had only one entrance for patients.](#)
20. Did the demonstration mentioned in fact pattern [19] actually lead to a full hospital lockdown, ensuring that nobody was able to enter or leave the building, even through an emergency access point? [There was a separate emergency exit that was not blocked. But the main entrance is the only entry point for patients.](#)
21. Was Xana herself actively participating in blocking the entrance of the hospital or resisting the arrest? [No.](#)

Supreme Court Rulings

22. Was Xana's suspended sentence conditional, in that she would not need to serve any time in jail so long as she refrained from unlawful behavior for the period of suspension? [Yes.](#)
23. Does the "suspension" of Xana's sentence mean that it was postponed by a year pending appeal, or was the penalty of imprisonment not imposed at all (making it essentially a warning or unimposed sentence)? [See answer to question 22.](#)

Miscellaneous

24. Are the members of the Institute of Medical Research considered an acknowledged and credible professionals within the society of Ized? [Yes.](#)